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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: NAIMARK et al.

Confirmation No.: 3968

Serial No.: 09/977,758

Art Unit: 3763

Filed: October 15, 2001

Examiner: Sirmons, Kevin C.

For: MEDICAL DEVICE FOR  
DELIVERING PATCHESAttorney Docket: 10177-030-999  
CAM No.: 008563-999029**TRANSMITTAL OF POWER OF ATTORNEY  
BY ASSIGNEE AND EXCLUSION OF INVENTOR(S)  
UNDER 37 C.F.R. § 3.71 WITH STATEMENT UNDER C.F.R. 3.73(b)**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

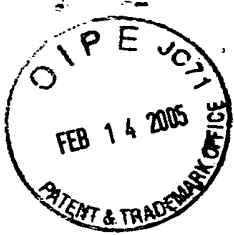
Submitted herewith is a Power of Attorney By Assignee and Exclusion of Inventor(s) Under 37 C.F.R. § 3.71 With Statement Under 37 C.F.R. § 3.73(b) executed by Scott T. Bluni, Assistant Secretary, on behalf of Scimed Life Systems, Inc., the assignee of the above-identified patent application. A copy of the Assignment is attached hereto. Applicants respectfully request that the enclosed Power of Attorney By Assignee and Exclusion of Inventor(s) Under 37 C.F.R. § 3.71 With Statement Under 37 C.F.R. § 3.73(b) be made of record in the file of the application.

Applicants do not believe there is a fee due in connection with this submission. However, should the United States Patent and Trademark Office determine otherwise, please charge the required fee to Jones Day Deposit Account No. 50-3013.

Respectfully submitted,

Date: February 14, 2005

*Gidon D. Stern*  
Gidon D. Stern27,469  
(Reg. No.)By: *Susie S. Cheng*  
Susie S. Cheng  
JONES DAY  
222 East 41st Street  
New York, New York 10017  
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(Reg. No.)



Express Mail No. EV452774545US

POWER OF ATTORNEY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	NAIMARK et al.	Confirmation No.	3968
Serial No.:	09/977,758	Art Unit	3763
Filed:	October 15, 2001	Examiner:	Sirmons, Kevin C.
For:	MEDICAL DEVICE FOR DELIVERING PATCHES	Attorney Docket No.:	10177-030-999
		(CAM NO.:	008563-999029)

**POWER OF ATTORNEY BY ASSIGNEE  
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71  
WITH STATEMENT UNDER 37 C.F.R. 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints the following practitioners as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71:

(a) Practitioners at Customer Number 20583 all of Jones Day, whose address is 222 East 41st Street, New York, New York 10017, provided that, if any one of these attorneys ceases being affiliated with the law firm of Jones Day as partner, counsel, or employee, then the appointment of that attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated; and

(b) Scott T. Bluni (Reg. No. 40,916), James R. Chiapetta (Reg. No. 39,634), Bridget A. Cooney (Reg. No. 54,681), Luke R. Dohmen (Reg. No. 36,783), Peter J. Gafner (Reg. No. 36,517), Albert K. Kau (Reg. No. 40,672), Kurt Lockwood (Reg. No. 40,704), Steven A. McAuley (Reg. No. 46,084), Todd P. Messal (Reg. No. 42,883), Jeffrey Z. Mann (Reg. No. 51,994), and William J. Shaw (Reg. No. 43,111), all of Scimed Life Systems, Inc., whose address is One Scimed Place, Maple Grove, Minnesota 55311.

Please direct all correspondence for this application to customer no. 20583.

**Statement Under 37 C.F.R. 3.73(b)**

Scimed Life Systems, Inc. states that it is the assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventor(s) of the patent application identified above, a copy of which is attached.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

**ASSIGNEE: Scimed Life Systems, Inc.**

Date:

2/7/05

Signature:



Typed Name:

Scott T. Bluni

Position/Title:

Assistant Secretary

Address:

Scimed Life Systems, Inc.  
One Scimed Place  
Maple Grove, MN 55311-1566

Enclosure

# ASSIGNMENT

JOINT

WHEREAS, WE, Wendy Naimark, a citizen of Canada, and Maria Palasis citizen of the United States, ASSIGNORS, residing at 2 Ware Street #306, Cambridge, MA 02138, 65 Martin Road, Wellesley, MA 02481, are the inventors of the invention in **MEDICAL DEVICE FOR DELIVERING PATCHES** which we have executed an application for a Patent of the United States

- ☒ which is executed on ☒ even date herewith or ☐ \_\_\_\_\_
- ☒ which is identified by Pennie & Edmonds LLP docket no. 10177-030-999
- ☐ which was filed on , Application No. \_\_\_\_\_

and WHEREAS, **Scimed Life Systems, Inc.**, ASSIGNEE is desirous of obtaining our entire right, title and interest in, to and under the said invention and the said application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said ASSIGNORS, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, our entire right, title and interest in, to and under the said invention, and the said United States application and all divisions, renewals and continuations thereof, and all Patents of the United States which may be granted thereon and all reissues and extensions thereof; and all applications for industrial property protection, including, without limitation, all applications for patents, utility models, and designs which may hereafter be filed for said invention in any country or countries foreign to the United States, together with the right to file such applications and the right to claim for the same the priority rights derived from said United States application under the Patent Laws of the United States, the International Convention for the Protection of Industrial Property, or any other international agreement or the domestic laws of the country in which any such application is filed, as may be applicable; and all forms of industrial property protection, including, without limitation, patents, utility models, inventors' certificates and designs which may be granted for said invention in any country or countries foreign to the United States and all extensions, renewals and reissues thereof;

AND WE HEREBY authorize and request the Commissioner of Patents and Trademarks of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents or other evidence or forms of industrial property protection on applications as aforesaid, to issue the same to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing, reissue and foreign applications, make all rightful oaths, and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper protection for said invention in all countries.

IN TESTIMONY WHEREOF, We hereunto set our hands and seals the day and year set opposite our respective signatures.

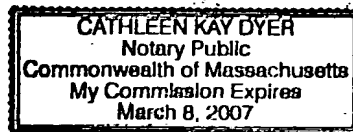
Date 09.27.01, 2001 [Signature] L.S.  
Wendy Naimark

Date 9/27, 2001 [Signature] L.S.  
Maria Palasis

State of Massachusetts )  
County of Middlesex ) SS.:

On September 27, 2001, before me, Cathleen Kay Dyer, Notary Public, personally appeared Wendy Naimark, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that her executed the same in her authorized capacity, and that by her signature on the instrument the person executed the instrument.

WITNESS my hand and official seal  
Cathleen Kay Dyer  
State of Massachusetts )  
County of Middlesex ) SS.:



On September 27, 2001, before me, Cathleen Kay Dyer, Notary Public, personally appeared Maria Palasis, personally known to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that her executed the same in her authorized capacity, and that by her signature on the instrument the person executed the instrument.

WITNESS my hand and official seal  
Cathleen Kay Dyer

